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Summerlin Hospital Medical Center, LLC*

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

VALLEY HEALTH SYSTEM, LLC, a Delaware
Limited Liability company, DVH HOSPITAL
ALLIANCE, LLC, a Delaware Limited Liability
company, and SUMMERLIN HOSPITAL
MEDICAL CENTER, LLC, a Delaware Limited
Liability company,

Plaintiffs,

vs.

TRAVEL INSURANCE FACILITIES, PLC, a
Foreign Corporation, UNION
REISEVERSICHERUNG
AKTIENGESELLSCHAFT, a Foreign
Corporation,

Defendants.

CASE NO.: 2:22-CV-00365-ART-DJA

**STIPULATION AND ORDER TO
EXTEND TIME FOR PLAINTIFFS TO
FILE RESPONSE TO DEFENDANT
UNION REISEVERSICHERUNG
AKTIENGESELLSCHAFT'S MOTION
TO DISMISS OR, IN THE
ALTERNATIVE, FOR A MORE
DEFINITE STATEMENT AND FOR
EXTENSION OF TIME FOR TRAVEL
INSURANCE FACILITIES, PLC TO
RESPOND TO COMPLAINT**

[EIGHTH REQUEST]

IT IS HEREBY STIPULATED AND AGREED by and between Plaintiffs VALLEY HEALTH SYSTEM, LLC; DVH HOSPITAL ALLIANCE, LLC, and SUMMERLIN HOSPITAL MEDICAL CENTER, LLC (collectively, "Plaintiffs") by and through their counsel of record, Timothy M. Hartley, Esq. (admitted *pro hac vice*) of Hartley Law Offices, PLC and Jason M. Wiley, Esq. of the law firm Wiley Petersen and Defendant UNION REISERVERSICHERUNG AKTIENGESELLSCHAFT ("URV") by and through its counsel of record, Pat Lundvall, Esq. and Daniel Aquino, Esq. of the law firm McDonald Carano to extend the time for Plaintiffs to file a response to *Defendant Union Reiseversicherung Aktiengesellschaft's Motion to Dismiss or, in the Alternative, For a More Definite Statement* ("Motion"). ECF No. 24. The Motion was filed on June 30, 2022, and no hearing date has been scheduled. The parties respectfully request the Court enter an order extending Plaintiffs' response to the Motion to June 8, 2023. The parties further stipulate and agree that the deadline for Defendant, TRAVEL INSURANCE FACILITIES, PLC, a Foreign Corporation, to file and serve its response to Plaintiffs' Complaint shall be extended to June 8, 2023.

The parties offer the following reasons for the requested extension:

1. On June 30, 2022, URV filed its Motion.
2. In order to fully and adequately respond to URV's Motion, Plaintiffs filed their *Motion for Leave to Conduct Limited Jurisdictional Discovery* ("Jurisdictional Discovery Motion"). ECF No. 25. On July 15, 2022, the Court denied the Jurisdictional Discovery Motion without prejudice, pending satisfaction of the meet and confer requirement under Local Rule IA 1-3(f). ECF No. 27.
3. Defendant TRAVEL INSURANCE FACILITIES, PLC ("TIF"), has recently been served with the Summons and First Amended Complaint through Article 5 of the Hague Convention. Upon information and belief, the service date was February 2, 2023.
4. Upon stipulation, this Honorable Court entered its Order on February 22, 2023

1 granting TIF's request for an extension of time through and including March 10,
2 2023 to file its responsive pleading to allow the parties time to continue settlement
3 discussions, ECF No. 51.

4 5. The parties are engaging in active settlement negotiations and request further
5 extensions through and including June 8, 2023 for TIF to file its response to the
6 First Amended Complaint and for Plaintiffs to file their response to *Defendant*
7 *Union Reiseversicherung Aktiengesellschaft's Motion to Dismiss or, in the*
8 *Alternative, For a More Definite Statement* ("Motion"). ECF No. 24.

9 6. During the extension period, the parties will also utilize the time to (a) discuss how
10 the Jurisdictional Discovery Motion to be refiled by Plaintiffs affects the Motion;
11 and (b) formulate a plan regarding the Motion, Jurisdictional Discovery Motion,
12 and other related matters.

13 7. Subsequent to the filing the *Stipulation and Order to Extend Time for Plaintiffs to*
14 *File Response to Defendant Union Reiseversicherung Aktiengesellschaft's Motion*
15 *to Dismiss or, in the Alternative, For a More Definite Statement [First Request]*
16 ("First Request") [ECF No. 26], the parties have engaged in preliminary settlement
17 discussions. The parties have exchanged settlement offers, and are evaluating
18 further settlement proposals.

19 8. The Court granted the First Request [ECF No. 28] setting July 22, 2022, as
20 Plaintiffs' response date to the Motion.

21 9. The Court then granted the Second Request [ECF No. 30] setting August 12, 2022
22 as Plaintiff's response date to the Motion.

23 10. The Court then granted the Third Request [ECF No. 33] setting September 11,
24 2022 as Plaintiff's response date to the Motion.

25 11. The Court then granted the Fourth Request [ECF No. 36] setting October 11,
26 2022 as Plaintiff's response date to the Motion.

27 12. The Court then granted the Fifth Request [ECF No. 39] setting December 10,
28 2022 as Plaintiff's response date to the Motion.

13. The Court then granted the Sixth Request [ECF No. 47] setting March 10, 2023 as Plaintiff's response date to the Motion.
14. The Court then granted the Seventh Request [ECF No. 53] setting April 9, 2023 as Plaintiff's response date to the Motion.
15. It is anticipated that the parties will conduct a meeting/conference prior to the requested extension deadline date of June 8, 2023, and have undertaken a discussion as to TIF and URV's position towards Plaintiff's request for jurisdictional discovery. In the interim, the parties will also continue their good faith efforts to resolve this dispute.
16. Plaintiffs have provided medical billing records and data to Defendants regarding treatment for the 158 patients on which Plaintiffs seek to recover charges. Defendants have analyzed that data, and the parties are currently exchanging settlement communication based thereon.
17. The requested extension will not unduly prejudice any party to the litigation.
18. The stipulation is made in good faith, not for purposes of delay, and will not cause undue harassment or delay.

DATED this 7th day of April, 2023

DATED this 7th day of April, 2023

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IT IS SO ORDERED:

DATED: April 12, 2023



DANIEL J. ALBREGTS

UNITED STATES MAGISTRATE JUDGE